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ATTORNEYS FOR STATECO INC. DBA
 STATECO INSURANCE SERVICES AND
 THOMAS NATOLI

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

M. DIANE KOKEN, Insurance Commissioner of the
 Commonwealth of Pennsylvania, acting in her
 official capacity as Statutory Liquidator of Legion
 Insurance Company and Villanova Insurance
 Company,

No. C 05 3007

STIPULATION FOR
 INTRADISTRICT VENUE
 TRANSFER

Plaintiff,

vs.

STATECO INC. dba STATECO INSURANCE
 SERVICES and THOMAS NATOLI, and XYZ
 CORPS. 1-10, and DOES 1 through 10, Inclusive,

Defendants.

Defendants Stateco Inc. dba Stateco Insurance Services ("Stateco") and Thomas Natoli ("Natoli") (collectively the "Defendants"), and Plaintiff M. Diane Koken, Insurance Commissioner of the Commonwealth of Pennsylvania, acting in her official capacity as Statutory Liquidator of Legion Insurance Company and Villanova Insurance Company ("Plaintiff"), by and through their undersigned counsel, do hereby stipulate as follows:

1. WHEREAS Plaintiff is a resident of Pennsylvania; and
2. WHEREAS Defendant Stateco is a California corporation with its principal place of business in San Jose, California; and
3. Defendant Natoli is a resident of San Jose, California; and

1 4. WHEREAS the Complaint filed by Plaintiff alleges (1) the breach of a contract
2 which was entered into by Defendants in San Jose, California; (2) the breach of fiduciary duties and
3 negligence, the actions toward which breach, if any, would have been performed in San Jose,
4 California; (3) alter ego and conversion against a defendant who resides in San Jose, California; and
5 (4) an accounting of records kept by the Defendants in San Jose, California; and

6 5. WHEREAS the Northern District of California Civil Local Rules ("CLR"s) at 3-2(e)
7 require that, except for Intellectual Property Actions, Securities Class Actions, and certain Prisoner
8 Petitions, all civil actions which arise in Santa Clara County *shall* be assigned to the San Jose
9 Division; and

10 6. WHEREAS CLR 3-2(f) allows a judge to transfer an action to a different division
11 within the district whenever the judge finds that a civil action has not been assigned to the proper
12 division within the district in accordance with the Civil Local Rules, or that the convenience of the
13 parties and witnesses and the interests of justice will be served by such transfer; and

14 7. WHEREAS, in accordance with the facts set forth in the complaint and the Civil
15 Local Rules, venue is proper in the Northern District of California, San Jose Division;

16 IT IS HEREBY PROPOSED AND STIPULATED THAT:

- 17 A. Venue shall be transferred in the above-captioned matter from the Northern District of
18 California, San Francisco Division, to the Northern District of California, San Jose Division.
19 B. To avoid confusion, Defendants shall wait ten days after entry of this venue transfer order
20 before filing their responsive pleading in the Northern District of California San Jose
21 Division, to allow time for the San Francisco Division to effectuate the transfer.

22 [Signature Page Follows]

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1 IT IS SO STIPULATED.

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3 Dated: September 22, 2005

4 BERLINER COHEN

5
6 By

7 FRANK R. UBHAUS
8 LAURA PALAZZOLO
9 Specially appearing for STATECO INC.
10 DBA STATECO INSURANCE
11 SERVICES AND THOMAS NATOLI

12 Dated: September 21, 2005

13 WOLF, BLOCK, SCHORR AND SOLIS-
14 COHEN, LLP

15 By

16 ANTHONY R. TWARDOWSKI
17 Attorneys for M. DIANE KOKEN

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19 IT IS SO ORDERED.

20
21 Dated: ~~September~~ ^{Oct} 11, 2005

